

Entered - 12/23/96 - sb  
CL96L0910 - DIANNE C. MITCHELL

CLAIM OF: CAROLE HOPPER  
652 Federal Terrace, SE  
Atlanta, Georgia 30315

For damages alleged to have been sustained as a  
result of vehicular damage on December 2, 1996  
at Interstate 75/85 and Buford Highway.

THIS ADVERSED REPORT IS  
APPROVED

BY: Rosalind Rubens Newell  
ROSALIND RUBENS NEWELL  
DEPUTY CITY ATTORNEY

ADVERSED REPORT

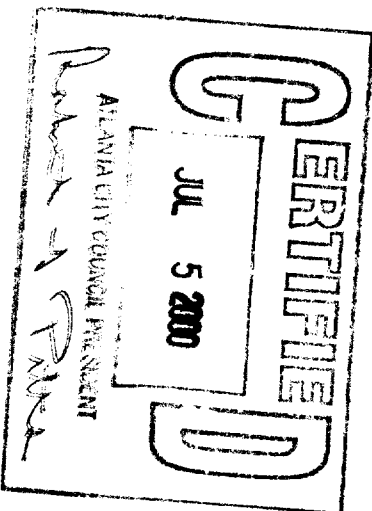
COPIES Public Safety

DATE 6/27/00

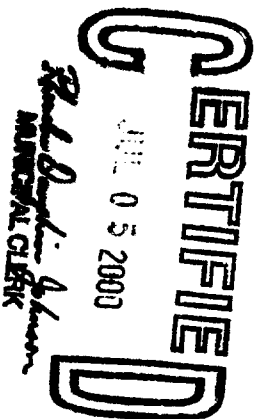
BY C. T. Martin

CL 15890

Michael S. [Signature]



ADVERSED BY  
CITY COUNCIL JUL 0 5 2000



00-2 -0918



## OFFICE OF MUNICIPAL CLERK

RHONDA DAUPHIN JOHNSON, CMC  
MUNICIPAL CLERK

55 TRINITY AVENUE, S.W.  
SECOND FLOOR, EAST  
SUITE 2700  
ATLANTA, GEORGIA 30335  
(404) 330-6033  
FAX (404) 658-6103

July 18, 2000

Carole Hopper  
652 Federal Terrace, SE  
Atlanta, GA 30315

00-R-0918

Dear Ms. Hopper:

I sincerely regret that you have been adversely affected by the circumstances raised in your claim for damages against the City of Atlanta. Your time and patience in this matter has been greatly appreciated.

However, I must notify you that the Atlanta City Council Adopted an Adverse Report on your claim at its regular meeting on July 05, 2000. In consultation with the City's Law Department, who conducted an investigation of the situation, the Council has determined that the City cannot accept responsibility for this matter and therefore cannot pay this claim.

If you desire any further information, please contact the **City Attorney's Office/Claims Division at (404) 330-6400.**

Sincerely,

Rhonda Dauphin Johnson, CMC  
Municipal Clerk

**cc: Claims Division/Law Department**

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 96L0910

Date: June 8, 2000

Claimant /Victim CARRIE HOPPER  
BY: (Atty) (Ins. Co.) \_\_\_\_\_  
Address: 652 Federal Terrace, SE, Atlanta, Georgia 30315  
Subrogation: \_\_\_\_\_ Claim for Property damage \$ 453.00 Bodily Injury \$ \_\_\_\_\_  
Date of Notice: 12/17/96 Method: Written, proper X Improper \_\_\_\_\_  
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X  
Date of Occurrence 12/02/96 Place: Interstate 75/85 at Buford Highway  
Department \_\_\_\_\_ Division: \_\_\_\_\_  
Employee involved \_\_\_\_\_ Disciplinary Action: \_\_\_\_\_

NATURE OF CLAIM: The claimant alleges her vehicle was damaged when debris fell from a vehicle she believed belonged to the City of Atlanta. The investigation determined that the vehicle described by the claimant does not belong to the City of Atlanta.

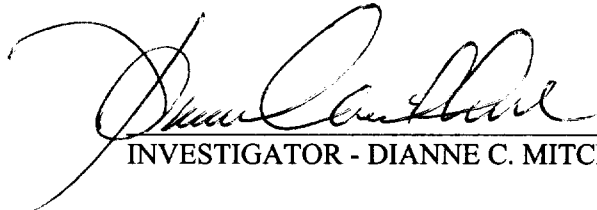
INVESTIGATION:

Statements: City employee \_\_\_\_\_ Claimant \_\_\_\_\_ Others \_\_\_\_\_ Written \_\_\_\_\_ Oral \_\_\_\_\_  
Pictures \_\_\_\_\_ Diagrams \_\_\_\_\_ Reports: Police \_\_\_\_\_ Dept Report \_\_\_\_\_ Other \_\_\_\_\_  
Traffic citations issued: City Driver \_\_\_\_\_ Claimant Driver \_\_\_\_\_  
Citation disposition: City Driver \_\_\_\_\_ Claimant Driver \_\_\_\_\_


BASIS OF RECOMMENDATION:

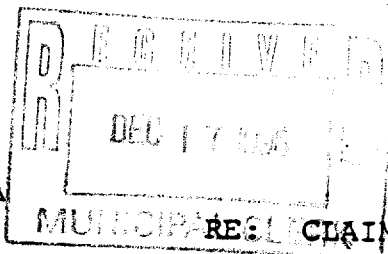
Function: Governmental \_\_\_\_\_ Ministerial \_\_\_\_\_  
Improper Notice \_\_\_\_\_ More than Six Months \_\_\_\_\_ Other X Damages reasonable \_\_\_\_\_  
City not involved X Offer rejected \_\_\_\_\_ Compromise settlement \_\_\_\_\_  
Repair/replacement by Ins. Co. \_\_\_\_\_ Repair/replacement by City Forces \_\_\_\_\_  
Claimant Negligent \_\_\_\_\_ City Negligent \_\_\_\_\_ Joint \_\_\_\_\_ Claim Abandoned \_\_\_\_\_

Respectfully submitted,

  
INVESTIGATOR - DIANNE C. MITCHELL

RECOMMENDATION:

Pay \$ \_\_\_\_\_ Adverse X Account charged: 1A01 \_\_\_\_\_ 2J01 \_\_\_\_\_ 2H01 \_\_\_\_\_  
Claims Manager:  Concur/date 06-08-00  
Committee Action: \_\_\_\_\_ Council Action \_\_\_\_\_



Oatis  
12-20-96  
Dm

COUNCIL OF THE CITY OF ATLANTA  
CLERK OF COUNCIL  
City Hall  
68 Mitchell Street, S.W.  
Atlanta, GA 30335

ENTERED - 12/23/96 - tew  
96L00910 - ANTHONY G. OATIS  
TODAY'S DATE: 12-12-96

Dear Sir:

This is to notify the City of Atlanta that I have suffered damages in the sum of \$ 453.00 property and/or \$ \_\_\_\_\_ bodily injury for which I contend the City is liable.

1. Date of incident: 12-2-96 (month day year)
2. Police called X (yes) (no)
3. Location of incident: 75th St at Buford Hwy
4. Name of your insurance company State Farm Policy # 186-4815803-11
5. State what and how incident occurred: see attached paper

6. ALL ESTIMATES AND DAMAGES ARE SUBJECT TO INSPECTION. (use other side if necessary)  
FALSE STATEMENTS WILL RESULT IN YOUR CLAIM BEING DENIED AND MAY RESULT IN CRIMINAL PROSECUTION!

7. The registered owner must make the claim for vehicle damages.  
Complete the following and attached two (2) estimates of repair.

Your vehicle: Nissan (make) 1991 (year) SB 9125 (tag#) Carole Hopper (driver's name)

City vehicle: Dumptruck (make) #13920 (driver's name) public works & sanitation (department)

8. Witness: NANCY (name) \_\_\_\_\_ (address) \_\_\_\_\_ (phone)

9. The acknowledgment of this claim in no way waives the Governmental Immunity of the City of Atlanta, as granted by State Law, nor is it an admission of liability on behalf of the City of Atlanta and/or its employee(s).

I HEREBY SWEAR OR AFFIRM THAT THE ABOVE INFORMATION IS TRUE AND CORRECT!

10. THIS CLAIM SHOULD BE MAILED IMMEDIATELY TO THE ADDRESS SHOWN ABOVE

Carole Hopper (claimant) (SEAL)  
652 Federal Inn SE (address)  
Atlanta Ga (city) 30315 (state) (zip)  
404 627 9877 (home) 404 690 1114 (phone) (work)

CA Joe Hopper

Truck 13920

I was on Buford Hwy exiting onto  
75/85 south. I was following  
a city dump truck & as we  
entered onto the connector - some  
small debris flew off the top  
of the dump truck striking the  
windshield of my car. ~~There~~  
~~was~~ my windshield was cracked  
by this.

CA Joe Hopper

12/9/96

RCS# 2057  
7/05/00  
1:38 PM

Atlanta City Council

Regular Session

\*\*\_\*\*-\*\*\*\*\*

Consent Agenda pgs. 1-13

SEE ATTACHED LISTING OF  
ITEMS ADOPTED/ADVERSED  
ON CONSENT AGENDA

Adopt

YEAS: 11  
NAYS: 0  
ABSTENTIONS: 0  
NOT VOTING: 2  
EXCUSED: 0  
ABSENT 3

NV McCarty  
Y Starnes  
Y Bond  
B Winslow

Y Dorsey  
Y Woolard  
Y Morris  
Y Muller

Y Moore  
Y Martin  
Y Maddox  
Y Boazman

Y Thomas  
B Emmons  
B Alexander  
NV Pitts

ITEM (S) REMOVED FROM  
CONSENT AGENDA  
00-O-0982  
00-O-0996  
00-R-0954  
00-R-0981  
00-R-0999

\*\*\_\*\*-\*\*\*\*\*

07/05/00 Council Meeting	
ITEMS ADOPTED ON CONSENT AGENDA	ITEMS ADVERSED ON CONSENT AGENDA
<ol style="list-style-type: none"> <li>1. 00-O-0882</li> <li>2. 00-O-0815</li> <li>3. 00-O-0986</li> <li>4. 00-O-0987</li> <li>5. 00-O-0988</li> <li>6. 00-O-1002</li> <li>7. 00-O-0574</li> <li>8. 00-O-0972</li> <li>9. 00-O-0818</li> <li>10. 00-R-0990</li> <li>11. 00-R-0992</li> <li>12. 00-R-0993</li> <li>13. 00-R-0885</li> <li>14. 00-R-0884</li> <li>15. 00-R-0883</li> <li>16. 00-R-0880</li> <li>17. 00-R-0814</li> <li>18. 00-R-0957</li> <li>19. 00-R-0961</li> <li>20. 00-R-0998</li> <li>21. 00-R-0887</li> <li>22. 00-R-0888</li> <li>23. 00-R-0889</li> <li>24. 00-R-0997</li> <li>25. 00-R-0892</li> <li>26. 00-R-0955</li> <li>27. 00-R-0984</li> <li>28. 00-R-1000</li> <li>29. 00-R-0908</li> <li>30. 00-R-0909</li> <li>31. 00-R-0910</li> <li>32. 00-R-0911</li> <li>33. 00-R-0912</li> <li>34. 00-R-0913</li> <li>35. 00-R-0944</li> <li>36. 00-R-0945</li> <li>37. 00-R-0946</li> </ol>	<ol style="list-style-type: none"> <li>38. 00-R-0914</li> <li>39. 00-R-0915</li> <li>40. 00-R-0916</li> <li>41. 00-R-0917</li> <li>42. 00-R-0918</li> <li>43. 00-R-0919</li> <li>44. 00-R-0920</li> <li>45. 00-R-0921</li> <li>46. 00-R-0922</li> <li>47. 00-R-0923</li> <li>48. 00-R-0924</li> <li>49. 00-R-0925</li> <li>50. 00-R-0926</li> <li>51. 00-R-0927</li> <li>52. 00-R-0928</li> <li>53. 00-R-0929</li> <li>54. 00-R-0930</li> <li>55. 00-R-0931</li> <li>56. 00-R-0932</li> <li>57. 00-R-0933</li> <li>58. 00-R-0934</li> <li>59. 00-R-0935</li> <li>60. 00-R-0936</li> <li>61. 00-R-0937</li> <li>62. 00-R-0938</li> <li>63. 00-R-0939</li> <li>64. 00-R-0940</li> <li>65. 00-R-0941</li> <li>66. 00-R-0942</li> <li>67. 00-R-0943</li> <li>68. 00-R-0947</li> <li>69. 00-R-0948</li> <li>70. 00-R-0949</li> <li>71. 00-R-0950</li> <li>72. 00-R-0951</li> </ol>